

Speaker has signed the following enrolled bill:

H.R. 2400. An Act to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes.

The enrolled bill was previously signed by the President pro tempore (Mr. THURMOND) on May 21, 1998.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate on May 20, 1998, together with accompanying papers, reports, and documents, which were referred as indicated:

EC-4897. A communication from the Attorney General, transmitting, pursuant to law, the report of orders and extensions of orders approving electronic surveillance or physical search under the Foreign Intelligence Surveillance Act for calendar year 1997; to the Committee on Judiciary.

EC-4898. A communication from the Assistant Attorney General, Office of Justice Programs, Department of Justice, transmitting, the annual report of the Office of Justice Programs for fiscal year 1997; to the Committee on the Judiciary.

EC-4899. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the annual report on the Refugee Resettlement Program for fiscal year 1996; to the Committee on the Judiciary.

EC-4900. A communication from the Chairman of the Tennessee Valley Authority, transmitting, pursuant to law, the report under the Freedom of Information Act for calendar year 1997; to the Committee on the Judiciary.

EC-4901. A communication from the Secretary of Education, transmitting, pursuant to law, the report under the Freedom of Information Act for calendar year 1997; to the Committee on the Judiciary.

EC-4902. A communication from the Executive Director of Government Affairs, Non Commissioned Officers Association of the United States of America, transmitting, pursuant to law, the annual report of financial statements as of December 31, 1997 and 1996; to the Committee on the Judiciary.

EC-4903. A communication from the Acting Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting, a draft of proposed legislation to designate El Camino Real de Tierra Adentro as a National Historic Trail; to the Committee on Energy and Natural Resources.

EC-4904. A communication from the Director of the Office of Surface Mining Reclamation and Enforcement, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Maryland Regulatory Program (Bonding)" received on May 11, 1998; to the Committee on Energy and Natural Resources.

EC-4905. A communication from the Secretary of Energy, transmitting, pursuant to law, notification that the Department of Energy will open the Waste Isolation Pilot Plant for disposal operations; to the Committee on Energy and Natural Resources.

EC-4906. A communication from the Deputy Associate Director for Royalty Management, Department of the Interior, transmitting, pursuant to law, notification of proposed refunds of offshore lease revenues authorized under the Outer Continental Shelf Lands Act; to the Committee on Energy and Natural Resources.

EC-4907. A communication from the Director of the Office of Rulemaking Coordina-

tion, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Acquisition Regulation: Limitation on Allowability of Compensation for Certain Contractor Personnel" (RIN1991-AB43) received on May 13, 1998; to the Committee on Energy and Natural Resources.

EC-4908. A communication from the Director of the Office of Rulemaking Coordination, Department of Energy, transmitting, pursuant to law, the report of an administrative directive entitled "Nuclear Explosive and Weapon Surety Program" received on May 13, 1998; to the Committee on Energy and Natural Resources.

EC-4909. A communication from the Director of the Office of Rulemaking Coordination, Department of Energy, transmitting, pursuant to law, the report of an administrative directive entitled "Radiological Protection for DOE Activities" received on May 13, 1998; to the Committee on Energy and Natural Resources.

EC-4910. A communication from the Director of the Office of Rulemaking Coordination, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Acquisition Regulation: Acquisition Streamlining" (RIN1991-AB35) received on May 13, 1998; to the Committee on Energy and Natural Resources.

EC-4911. A communication from the Director of the Office of Regulations Management, Department of Veterans' Affairs, transmitting, pursuant to law, the report of a rule entitled "Veterans' Training: Time Limit for Submitting Certifications under the Service Members Occupational Conversion and Training Act" (RIN2900-A185) received on May 13, 1998; to the Committee on Veterans' Affairs.

EC-4912. A communication from the Acting Secretary of Veterans' Affairs, transmitting, pursuant to law, a report of cases in which the Secretary of Veterans' Affairs granted equitable relief in 1997; to the Committee on Veterans' Affairs.

EC-4913. A communication from the Acting Secretary of Veterans' Affairs, transmitting, a draft of proposed legislation regarding VA health care and medical facilities; to the Committee on Veterans' Affairs.

EC-4914. A communication from the Secretary of Labor, transmitting, pursuant to law, a report describing employment and training programs for veterans during program year 1994 and fiscal year 1995; to the Committee on Veterans' Affairs.

EC-4915. A communication from the Secretary of Labor, transmitting, pursuant to law, a report describing employment and training programs for veterans during program year 1995 and fiscal year 1996; to the Committee on Veterans' Affairs.

EC-4916. A communication from the Chairman of the Federal Maritime Commission, transmitting, pursuant to law, the report under the Inspector General Act for the period October 1, 1997 through March 31, 1998; to the Committee on Governmental Affairs.

EC-4917. A communication from the Chairman and Chief Executive Officer of the Farm Credit Administration, transmitting, pursuant to law, the report of the Office of the Inspector General for the period October 1, 1997 through March 31, 1998; to the Committee on Governmental Affairs.

EC-4918. A communication from the President of the Federal Financing Bank, transmitting, pursuant to law, the fiscal year 1997 management report; to the Committee on Governmental Affairs.

EC-4919. A communication from the Chief Financial Officer of the Export-Import Bank, transmitting, pursuant to law, the management report for the fiscal year ended September 30, 1997; to the Committee on Governmental Affairs.

EC-4920. A communication from the Director of the Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Reduction In Force and Mandatory Exceptions" (RIN3206-AH64) received on May 13, 1998; to the Committee on Governmental Affairs.

EC-4921. A communication from the Chairman of the Census Monitoring Board, transmitting, a report regarding the year 2000 Census; to the Committee on Governmental Affairs.

EC-4922. A communication from the Executive Director of the Committee For Purchase From People Who are Blind Or Severely Disabled, transmitting, pursuant to law, notice of additions and deletions from the procurement list received on May 7, 1998; to the Committee on Governmental Affairs.

EC-4923. A communication from the Chairman of the Federal Housing Finance Board, transmitting, pursuant to law, the semi-annual report under the Inspector General Act for the period October 1, 1997 through March 31, 1998; to the Committee on Governmental Affairs.

EC-4924. A communication from the Assistant Secretary for Import Administration, Department of Commerce, transmitting, pursuant to law, the report of a rule concerning Antidumping and Countervailing Duty Proceedings: Procedures for Imposing Sanctions for Violation of a Protective Order (RIN0625-AA43) received on May 4, 1998; to the Committee on Finance.

EC-4925. A communication from the Chief of the Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, a report seeking confirmation of a list of documents transmitted to Congress; to the Committee on Finance.

EC-4926. A communication from the Chief of the Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of 3 rules regarding fuel from a nonconventional source, farm real property, and last-in, first out inventories (Notice 98-28, 98-22, 98-26) received on May 13, 1998; to the Committee on Finance.

EC-4927. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report on initial estimates of Medicare payment increases; to the Committee on Finance.

EC-4928. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Solvency Standards and Waiver Requirements for Provider-Sponsored Organizations" (RIN0938-A183) received on May 11, 1998; to the Committee on Finance.

EC-4929. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Prospective Payment System and Consolidated Billing for Skilled Nursing Facilities" (RIN0938-A147) received on May 11, 1998; to the Committee on Finance.

EC-4930. A communication from the Chairman of the Nuclear Regulatory Commission, transmitting, pursuant to law, a report on the nondisclosure of safeguards information for the period January 1, 1998 through March 31, 1998; to the Committee on Environment and Public Works.

EC-4931. A communication from the Director of the Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule to list the Preble's Meadow Jumping Mouse as a Threatened Species (RIN1018-AE06) received on May 13, 1998; to the Committee on Environment and Public Works.

EC-4932. A communication from the Acting Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting, pursuant to law, the report of a rule to

list Bigleaf Mahogany under the Convention on International Trade in Endangered Species of Wild Fauna and Flora (RIN1018-AE94) received on May 11, 1998; to the Committee on Environment and Public Works.

EC-4933. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of five rules regarding the Georgia State Implementation Plan, substituted phenol, pesticide tolerances, Oklahoma State hazardous waste management, and hazardous air pollutants (FRL6004-8, FRL5782-5, FRL5781-8, FRL6003-4, FRL6003-7) received on April 27, 1998; to the Committee on Environment and Public Works.

EC-4934. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Plans for Designated Facilities and Pollutants: Georgia" (FRL6003-8) received on May 13, 1998; to the Committee on Environment and Public Works.

EC-4935. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule regarding the Phoenix Carbon Monoxide Nonattainment Area (FRL6010-3) received on May 13, 1998; to the Committee on Environment and Public Works.

EC-4936. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of four rules regarding the Maryland Air Quality Implementation Plans, bromoxynil pesticide tolerance, diflufenzuron pesticide tolerance, and tebufenozide pesticide (FRL6012-5, FRL5790-8, FRL5790-5, FRL5748-7) received on May 11, 1998; to the Committee on Environment and Public Works.

EC-4937. A communication from the Director of the Office of Regulatory Management and Information, Environmental Protection Agency, transmitting, pursuant to law, the report of six rules regarding pesticide tolerance correction, organic hazardous air pollutants, imidacloprid pesticide tolerance, myclobutanil pesticide tolerance, azoxystrobin pesticide tolerance, and land disposal restrictions (FRL5787-6, FRL6011-6, FRL5785-4, FRL5787-7, FRL5787-8, FRL6010-5) received on May 11, 1998; to the Committee on Environment and Public Works.

EC-4938. A communication from the Chief Counsel, Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Cuban Assets Control Regulations: Fully-Hosted or Fully-Sponsored Travel and Restrictions on Travel Transactions" received on May 13, 1998; to the Committee on Foreign Relations.

EC-4939. A communication from the Chief Counsel, Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Cuban Assets Control Regulations: Family Remittances; Travel Remittances; Carrier Service Providers; Currency Carried by Travelers" received on May 13, 1998; to the Committee on Foreign Relations.

EC-4940. A communication from the Assistant Secretary for Legislative Affairs, Department of State, transmitting, a draft of proposed legislation to allow the United States to more effectively provide humanitarian assistance, law enforcement training and excess defense articles to other nations; to the Committee on Foreign Relations.

EC-4941. A communication from the Assistant Secretary for Legislative Affairs, De-

partment of State, transmitting, pursuant to law, the report of the certification of a proposed manufacturing license agreement with Turkey (DTC-18-98); to the Committee on Foreign Relations.

EC-4942. A communication from the Assistant Secretary for Legislative Affairs, Department of State, transmitting, pursuant to law, the report of the certification of a proposed license for the export of defense articles to Japan (DTC-22-98); to the Committee on Foreign Relations.

EC-4943. A communication from the Assistant Secretary for Legislative Affairs, Department of State, transmitting, pursuant to law, the report of the certification of a proposed license for the export of defense articles to Brunei (DTC-4-98); to the Committee on Foreign Relations.

EC-4944. A communication from the Assistant Secretary for Legislative Affairs, Department of State, transmitting, pursuant to law, a report entitled "Efforts Made by the United Nations and Other International Organizations in 1997 to Employ Americans"; to the Committee on Foreign Relations.

EC-4945. A communication from the Assistant Secretary for Legislative Affairs, Department of State, transmitting, pursuant to law, the report of the certification of a proposed amendment to a manufacturing license agreement with Turkey (DTC-52-98); to the Committee on Foreign Relations.

EC-4946. A communication from the Assistant Secretary for Legislative Affairs, Department of State, transmitting, pursuant to law, the report of the certification of a proposed license for the export of major defense equipment to Singapore (DTC-64-98); to the Committee on Foreign Relations.

EC-4947. A communication from the Assistant Secretary for Legislative Affairs, Department of State, transmitting, pursuant to law, the report of the certification of a proposed license for the export of defense articles to Greece (DTC-45-98); to the Committee on Foreign Relations.

EC-4948. A communication from the Assistant Secretary for Legislative Affairs, Department of State, transmitting, pursuant to law, the report of the certification of a proposed license for the export of major defense equipment to Singapore (DTC-65-98); to the Committee on Foreign Relations.

EC-4949. A communication from the Assistant Secretary for Legislative Affairs, Department of State, transmitting, pursuant to law, the report of the certification of a proposed manufacturing license agreement with Japan (DTC-55-98); to the Committee on Foreign Relations.

EC-4950. A communication from the Assistant Secretary for Legislative Affairs, Department of State, transmitting, pursuant to law, the report of the certification of a proposed technical assistance agreement for the export of defense services to Japan (DTC-67-98); to the Committee on Foreign Relations.

EC-4951. A communication from the Assistant Secretary for Legislative Affairs, Department of State, transmitting, pursuant to law, the report entitled "Determination and Certification Under Section 40A of the Arms Export Control Act"; to the Committee on Foreign Relations.

EC-4952. A communication from the Secretary of the Senate, transmitting, pursuant to law, a statement of receipts and expenditures of the Senate, showing in detail the expense under proper appropriations, the aggregate thereof, and exhibiting the exact condition of all public moneys received, paid out, and remaining in his possession from October 1, 1997 through March 31, 1998; which was ordered to lie on the table.

EC-4953. A communication from the Assistant Secretary for Legislative Affairs, De-

partment of State, transmitting, pursuant to law, the report of certification made by the Department of State; to the Committee on Appropriations.

The following communications were laid before the Senate on June 1, 1998, together with accompanying papers, reports, and documents, which were referred as indicated:

EC-5129. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations: River Race Augusta, Augusta, GA" (RIN2115-AE46 1998-0014) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5130. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: Boeing Model 747 and 767 Series Airplanes" (RIN2120-AA64) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5131. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures; Miscellaneous Amendments" (Docket 29214) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5132. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures; Miscellaneous Amendments" (Docket 29215) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5133. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: Eurocopter France Model SA-365N1, AS-365N2, and SA-366G1 Helicopters" (Docket 97-SW-AD) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5134. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: McDonnell Douglas Model DC-9-10, -20m, -30, -40, and -50 Series Airplanes, and C-9 (military) Airplanes" (Docket 97-NM-40-AD) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5135. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Prohibition Against Certain Flights Within the Territory and Airspace of Afghanistan" (Docket 27744) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5136. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: Burkhardt Grob Luft-und Raumfahrt Models G115C, G115C2, G115D, and G115D2 Airplanes" (Docket 98-CE-24-AD) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5137. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: Bell Helicopter Textron (Bell) Model 204B, 205A, and 205A-1 Helicopters" (Docket 97-SW-32-AD) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5138. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Construcciones Aeronauticas, S.A. (CASA) Model C-212 Series Airplanes" (Docket 97-NM-297-AD) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5139. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule regarding airworthiness directives on Bell and Southwest Florida Aviation helicopters" (Docket 97-SW-35) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5140. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Alexander Schleicher Segelflugzeugbau Model ASK 21 Sailplanes" (Docket 97-CE-103-AD) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5141. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Aviation Charter Rules" (Docket OST-97-2356) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5142. A communication from the Acting Deputy Director of the National Institute of Standards and Technology, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Procedures for the Evaluation of Energy-Related Inventions; Removal of Regulations" (Docket 970822201-7202-00) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5143. A communication from the Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule regarding Pacific Coast Groundfish Fishery (Docket 971229312-7312-01) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5144. A communication from the Assistant Administrator for Fisheries, National Marine Fisheries Service, transmitting, pursuant to law, the report of a rule regarding a distinct segment of Atlantic Salmon (Salmo salar) (RIN1018-AD12) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5145. A communication from the Assistant Administrator for Fisheries, National Marine Fisheries Service, transmitting, pursuant to law; the report of a rule entitled "Magnuson-Stevens Act Provisions; National Standard Guidelines" (RIN0648-AJ58) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5146. A communication from the Assistant Administrator of the National Oceanic and Atmospheric Administration, Department of Commerce, transmitting, pursuant to law, the report of a rule regarding the Sea Grand Industry Fellows Program (RIN0648-ZA41) received on May 18, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5147. A communication from the Assistant Administrator for Ocean Services and Coastal Zone Management, National Ocean Service, Department of Commerce, transmitting, pursuant to law the report of a rule entitled "National Estuarine Research Reserve System Regulations" (RIN0694-AL16) received on May 20, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5148. A communication from the Deputy Assistant Administrator for Fisheries,

National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule regarding measures to ensure the adequacy and safety of fishing vessels that carry observers (RIN0648-AJ76) received on May 20, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5149. A communication from the Assistant Secretary for Legislative Affairs, Department of State, transmitting, pursuant to law, the report of the certification of a proposed manufacturing license agreement with Japan (DTC-68-98) received on May 13, 1998; to the Committee on Foreign Relations.

EC-5150. A communication from the Secretary of Health and Human Services, transmitting, a draft of proposed legislation entitled "Medicare Administrative Improvement Amendments of 1998"; to the Committee on Finance.

EC-5151. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Federal Motor Carrier Regulations; Authority Corrections" (RIN1215-AE41) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5152. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Boeing Model 737-100 and -200 Series Airplanes" (Docket 96-NM-264-AD) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5153. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Boeing Model 727 Series Airplanes" (Docket 96-NM-263-AD) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5154. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment to Class E Airspace; Kimball, NE" (Docket 98-ACE-10) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5155. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; AlliedSignal Inc. Model TFE731-40R-200G Turbofan Engines" (Docket 980-ANE-30-AD) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5156. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier Model CL-600-2B16 Series Airplanes" (Docket 98-NM-21-AD) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5157. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Pilatus Aircraft Ltd. Models PC-12 and PC-12/45 Airplanes" (Docket 98-CE-40-AD) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5158. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Fokker Model F28 Mark 0070 and Mark 0100 Series Airplanes" (Docket 98-NM-153-AD) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5159. A communication from the General Counsel of the Department of Transporta-

tion, transmitting, pursuant to law, the report of a rule entitled "IFR Altitudes; Miscellaneous Amendments" (Docket 29221) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5160. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment to Class E Airspace; Mason City, IA" (Docket 98-ACE-31) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5161. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule relative to Springfield-Branson Regional Airport; MO (Docket 95-AWA-10) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5162. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment to Class E Airspace; Ainsworth, NE" (Docket 98-ACE-16) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5163. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment to Class E Airspace; Livingston, MT, and Butte, MT, and Removal of Class E Airspace; Coppertown, MT" (Docket 97-AMM-20) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5164. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment to Class E Airspace; Gordon, NE" (Docket 98-ACE-9) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5165. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment to Class D and Class E Airspace; Fort Leonard Wood, MO" (Docket 98-ACE-17) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5166. A communication from the ADM-Performance Evaluation and Records Management, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Table of Allotments, FM Broadcast Stations (Macon, Mississippi)" (Docket 97-188) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5167. A communication from the ADM-Performance Evaluation and Records Management, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Table of Allotments, FM Broadcast Stations (Shelly and Island Park, Idaho)" (Docket 97-194) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5168. A communication from the ADM-Performance Evaluation and Records Management, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Table of Allotments, FM Broadcast Stations (McFarland and Coalinga, California)" (Docket 97-204) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5169. A communication from the ADM-Performance Evaluation and Records Management, Federal Communications Commission, transmitting, pursuant to law, the report of a rule regarding telephone number portability (Docket 96-116) received on May 22, 1998; to the Committee on Commerce, Science, and Transportation.

EC-5170. A communication from the Director of the Office of Regulatory Management,

Environmental Protection Agency, transmitting, pursuant to law, the report of two rules regarding emission standards in Washoe County, Nevada and the State of Florida's State Implementation Plan (FRL6014-5, FRL6015-4) received on May 22, 1998; to the Committee on Environment and Public Works.

EC-5171. A communication from the Director of the Office of Regulatory Management, Environmental Protection Agency, transmitting, pursuant to law, the report of two rules regarding tolerance processing fees and the Phoenix, Arizona Ozone Nonattainment Area (FRL5775-4, FRL6101-9) received on May 22, 1998; to the Committee on Environment and Public Works.

EC-5172. A communication from the General Counsel of the Department of the Treasury, transmitting, a draft of proposed legislation entitled "The United States Mint Performance-Based Organization Act"; to the Committee on Governmental Affairs.

EC-5173. A communication from the Chief of the Regulations Unit, International Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule regarding the magnetic media/electronic filing program for form 1040NR (Rev. Proc. 98-36) received on May 22, 1998; to the Committee on Finance.

EC-5174. A communication from the Secretary of Health and Human Services, transmitting, a draft of proposed legislation entitled "The Children's Health Outreach and Eligibility Amendments of 1998"; to the Committee on Finance.

EC-5175. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report on a rule entitled "Changes to the Hospital Inpatient Prospective Payment Systems and Fiscal Year 1998 Rates—Final Rule" (RIN0938-AH55) received on May 22, 1998; to the Committee on Finance.

EC-5176. A communication from the President and Chairman of the Export-Import Bank of the United States, transmitting, pursuant to law, a report relative to a transaction involving the export of passenger aircraft to the People's Republic of China; to the Committee on Banking, Housing, and Urban Affairs.

EC-5177. A communication from the Office of the Comptroller of the Currency, Administrator of National Banks, transmitting, pursuant to law, the report of a rule entitled "Municipal Securities Dealers" (RIN1557-AB62) received on May 22, 1998; to the Committee on Banking, Housing, and Urban Affairs.

EC-5178. A communication from the Secretary of the Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Amendments to Rules On Shareholder Proposals" (RIN3235-AH20) received on May 22, 1998; to the Committee on Banking, Housing, and Urban Affairs.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-441. A resolution adopted by the Board of Directors of the Pacific Service Federal Credit Union relative to credit unions; to the Committee on Banking, Housing, and Urban Affairs.

POM-442. A concurrent resolution adopted by the Legislature of the State of Oklahoma relative to swine and poultry growers; to the Committee on Agriculture, Nutrition, and Forestry.

POM-443. A resolution adopted by the House of the Legislature of the State of Michigan; to the Committee on Commerce, Science, and Transportation.

"HOUSE RESOLUTION No. 143

"Whereas, In an amazingly short time, the Internet has become a key means of communicating in this country. It is already a prominent vehicle for doing business through selling goods and services and providing information leading to commercial transactions. The business value of selling access to the Internet is in itself a multi-billion dollar enterprise. The growth projections for the Internet and for its impact on commerce are very high; and

"Whereas, As with any new aspect of commerce, there are numerous tax implications associated with the Internet. The new technology and capabilities can be used to avoid local taxes. Numerous transactions involve automatic transfers of money for goods and services. Borders and jurisdictions have become far less significant in this new marketplace; and

"Whereas, With the rise of the Internet, state and local policymakers have suggested various ways to tax this activity. Some states have explored telecommunications taxes and taxes on Internet service providers. Industry observers are concerned that implementing a "modem tax" could disrupt the development of a new tool for commerce and economic development; and

"Whereas, With the complexity of issues involved and the constant changes in this new technology as it takes shape, imposing taxes specific to the Internet would likely be harmful. Any possible gains in revenues would be more than offset by long-term changes in the evolution of the Internet. Greed should not drive policy or taxation decisions; now, therefore, be it

"Resolved by the House of Representatives, That we memorialize the Congress of the United States to enact legislation to create a moratorium on new national, state, and local taxes on the Internet; and be it further

"Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation."

POM-444. A concurrent resolution adopted by the Legislature of the State of Michigan; to the Committee on the Judiciary.

"SENATE CONCURRENT RESOLUTION No. 278

"Whereas, In a five-to-four decision on April 18, 1990, the United States Supreme Court extended the power of the judicial branch of government beyond any defensible bounds. In *Missouri v. Jenkins* (495 U.S.33, 110 S.Ct. 1691 (1990)), the court held that a federal court had the power to order an increase in state and local taxes; and

"Whereas, The unprecedented decision by the court in *Missouri v. Jenkins* violated a fundamental tenet of the separation of power. No members of the federal judiciary, who serve for life and are answerable to no one, should have control over the power of the purse; and

"Whereas, Section 8 of Article I of the Constitution of the United States vests with the legislative branch of government alone the extraordinary power to "... lay and collect Taxes, Duties, Imposts and Excises, to pay the Debts and provide for the common Defense and general Welfare of the United States"; and

"Whereas, The court's actions are an intrusion into a legitimate political debate over state spending priorities and not a response to a constitutional directive. Justice Kennedy observed in his dissent in *Missouri*

v. Jenkins that "This assertion of judicial power in one of the most sensitive of policy areas, that involving taxation, begins a process that over time could threaten fundamental alteration of the form of government our Constitution embodies"; and

"Whereas, It is a well-established maxim that whosoever controls the purse strings ultimately controls power, the ability of government to function, and the direction it shall go; and

"Whereas, Since 1990, when the Supreme Court declared in *Missouri v. Jenkins* that the federal courts have the authority and power to levy and increase taxes, Congress has chosen not to intercede on behalf of the people to protect the democratic process that has been corrupted by the unconstitutional authority and power to tax which the federal courts have exercised; and

"Whereas, The time has come for the people of this great nation and their duly elected representatives in state government to reaffirm, in no uncertain terms, that the authority to tax under the Constitution of the United States is retained by the people who, by their consent alone, do delegate such power to tax explicitly to those duly elected representatives in the legislative branch of government who they choose, such representatives being directly responsible and accountable to those who have elected them; now, therefore be it

"Resolved by the Senate (the House of Representatives concurring). That pursuant to Article V of the United States Constitution, we memorialize the Congress of the United States to pass and submit to the states for ratification an amendment to the constitution of the United States to read substantially as follows:

"Neither the Supreme Court nor any inferior court of the United States shall have the power to instruct or order a state or political subdivision thereof, or an official of such state or political subdivision, to levy or increase taxes; and be it further

"Resolved, That this legislative body requests the legislatures of the other states comprising the union to make similar applications to Congress for the purpose of proposing such an amendment to the United States Constitution; and be it further

"Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, each house of the legislatures of the other states comprising the union, and members of the Michigan congressional delegation."

POM-445. A concurrent resolution adopted by the Legislature of the State of Iowa; to the Committee on Labor and Human Resources.

"SENATE CONCURRENT RESOLUTION No. 115

"Whereas, A Concurrent Resolution has been introduced in the United States House of Representatives to encourage the United States Railroad Retirement Board to modify the guaranteed minimum benefit for widows and widowers to provide adequate annuities; and

"Whereas, for years, many in the railroad industry have argued that annuities paid to widows and widowers under the federal Railroad Retirement Act of 1974 are inadequate; and

"Whereas, during the lifetime of a railroad employee and the employee's spouse, the employee receives a full annuity and so does the spouse; and

"Whereas, however, after the employee's death, only a widow's or widower's annuity is payable, which under current law is no less than that widow or widower received as a spouse in the month before the employee's death; and